MGN

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2565 OF 2004
IN
INCOME TAX APPEAL LODGING NO.1026 OF 2004

The Commissioner of Income-tax ....Appellant

Vs.

M/s.Photophone Limited.....Respondent

Mr. Pankaj Kapoor for the Appellant.

CORAM: F.I. REBELLO &
J.P.DEVADHAR,JJ.
DATED: 17TH JULY,2007

P.C.:

. Since the issue is covered by the judgment of the Supreme Court in 290 ITR 667 learned Counsel seeks leave to withdraw the Motion as also the Appeal. Motion and Appeal dismissed as withdrawn. Refund of Court Fees as per Rules. Certified copy expedited.

(J.P.DEVADHAR, J.) **(F.I.REBELLO, J.)**